

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS**

**RICKY KOEHLER, AARON STEENSON,  
and SALLY ENGELMANN, Individually  
and on Behalf of All Others Similarly  
Situated,**

**Plaintiffs,**

**v.**

**KEHRER BROTHERS CONSTRUCTION,  
INC., KEHRER BROTHERS WEST  
ROOFING, INC., KEHRER BROTHERS  
CONSTRUCTION OF TEXAS, LLC, KEHRER  
BROTHERS ROOFING OF TEXAS, LLC,  
KEHRER BROTHERS ROOFING OF DALLAS,  
LP, KEHRER EXCAVATION & FARMS, INC.,  
AKBT, INC., JOSEPH KEHRER, Individually  
and as Managing Officer, Member or Partner  
of Kehrer Brothers Construction, Inc., Kehrer  
Brothers West Roofing, Inc., Kehrer Brothers  
Construction of Texas, LLC, Kehrer Brothers  
Roofing of Texas, LLC, Kehrer Brothers  
Roofing of Dallas, LP, Kehrer Excavation &  
Farms, Inc., and AKBT, Inc., and DAWN  
KEHRER, Individually and as President,  
Member of Partner of Kehrer Brothers  
Construction, Inc., Kehrer Brothers West  
Roofing, Inc., Kehrer Brothers Construction  
of Texas, LLC, Kehrer Brothers Roofing of  
Texas, LLC, Kehrer Brothers Roofing of Dallas,  
LP, Kehrer Excavation & Farms, Inc., and  
AKBT, Inc.,**

**Defendants.**

**No. 11-cv-837-DRH**

**ORDER**

**HERNDON, Chief Judge:**

Before the Court is a notice of voluntary dismissal without prejudice (Doc. 51), filed by plaintiffs pursuant to Federal Rule of Civil Procedure Rule 41(a)(1)(A)(I). Plaintiffs voluntarily dismiss their claims against defendant Kehrer Brothers Excavation and Farms, Inc. without prejudice. As defendant Kehrer Brothers Excavation and Farms, Inc. has not yet filed an answer or motion for summary judgment, the Court hereby **ACKNOWLEDGES** the dismissal without prejudice. Defendant Kehrer Brothers Excavation and Farms, Inc. is hereby terminated from this case.

**IT IS SO ORDERED.**

Signed this 9th day of September, 2012.

   
David R.  
Herndon  
2012.09.09  
10:16:05 -05'00'

**Chief Judge  
United States District Court**